

AMENDED IN SENATE MAY 12, 2009

AMENDED IN SENATE APRIL 13, 2009

**SENATE BILL**

**No. 552**

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**Introduced by Senator Padilla**

February 27, 2009

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An act to add Section 51882 to the Education Code, relating to schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 552, as amended, Padilla. Schools: health education.

~~(1) The~~

*The Comprehensive Health Education Act of 1977 requires the State Department of Education to prepare and distribute to school districts guidelines for the preparation of comprehensive health education plans, and, in cooperation with county offices of education that desire to participate, to assist school districts in developing comprehensive health education plans and programs.*

*This bill would require school districts to that offer health classes to grade 9 or 10 pupils who are enrolled in health classes to provide at least 15 minutes of instruction on organ procurement and tissue donation that would be designed to develop a knowledge of the potentially life-saving achievement involved in organ and tissue transplantation. By requiring school districts to provide organ procurement and tissue donation instruction, this bill would impose a state-mandated local program.*

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes~~-no.  
State-mandated local program: ~~yes~~-no.

*The people of the State of California do enact as follows:*

1     SECTION 1. The Legislature finds and declares as follows:  
2     (a) There are more than 100,000 people on the national organ  
3 transplant waiting list, and more than 21,000, or 21 percent, of  
4 those people live in California.  
5     (b) Currently only 18 percent of California drivers are designated  
6 as organ or tissue donors.  
7     (c) Californians who apply for a California drivers license are  
8 asked whether or not they would like to donate their organs and  
9 tissue. It is important that, if we are asking that question, we are  
10 allowing the individual to make an informed decision.  
11     (d) There is an urgent need to educate the public about organ  
12 and tissue donation.  
13     SEC. 2. Section 51882 is added to the Education Code, to read:  
14     ~~51882. A school district shall offer grade 9 or 10 pupils who~~  
15 ~~are enrolled in health classes~~  
16     51882. Commencing with the 2010–11 school year, a school  
17 district that elects to offer health classes to grade 9 or 10 pupils  
18 shall offer at least 15 minutes of instruction on organ procurement  
19 and tissue donation designed to develop a knowledge of the  
20 potentially life-saving achievement involved in organ and tissue  
21 transplantation. Nonprofit organizations, including among others,  
22 Donate Life California, shall provide school districts with the  
23 information that will be provided through the instruction required  
24 pursuant to this section.  
25     ~~SEC. 3. If the Commission on State Mandates determines that~~  
26 ~~this act contains costs mandated by the state, reimbursement to~~  
27 ~~local agencies and school districts for those costs shall be made~~  
28 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~  
29 ~~4 of Title 2 of the Government Code.~~

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